G. R. S. 58]

Previous references.

1878
~~191~~ .
(Police .

File No. 1

Serial Nos. 1—3.

Later references.

Police 4-1879.

(10)

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1—3

Major ~~Part~~ B for ~~April~~ 1879.

SUBJECT.

Addenda to The Village Police Rules.

Indexed
Abdulbakal

W D 1851—GPB—20,000—13-12-13

Govt will sanction the Rules — 2/4/79

To Secy

Subm. This an old custom & a very good one to require villagers to take turns to watch & go night rounds. It has been for some time past a standing difficulty to a Dist Off. to enforce this. A few years ago it was doubtless easy enough when there was little likelihood of the authority of the 'Circar' to give such an order & to punish disobedience of it, but now without distinct authority it is not possible to do more than use moral reasoning, & moral reasoning unfortunately acts only on the well intentioned who do double work for themselves & the lazy or ill conditioned — This is a duty which legalized or not the Dist. Off. will be certain to try & enforce; it is thoroughly understood, of old standing, not accounted a particular hardship & adapted to the Circs of Native rule I think therefore Govt might be asked to declare its legality & sanction enforcement

3/79

1879 O. 6142.

158

From Inspr Genl of Police in Mysore.

To Secy. to Ch. Commr of Mysore.

Dated 21st March 1879.

Despatched

Received 22 March 1879.

Enclosures No. 3

General No. 1976 of 1879.

No. 289

Forwarding copy of letter from the Dy. Commr of Shimoga, together with extract para 10 from a Circular issued by late Govt Commr, requiring certain number of the inhabitants of every village to sleep in the village Choultry as a protection against attacks by robbers, for reasons given requests that the accompanying rules may be added to the existing Village Police Rules.

N.B. No 3.

There is no legal obligation on the part of the inhabitants of a village to sleep & turn on the village Choultry & transport the Police in keeping watch at night, and I doubt whether

Diary No: 6142

No. 1976
289

Office of the Inspr. Genl of Police

Bangalore 21st March 1876

From

The Inspector Genl of Police

in Mysore

Serial No. 78

The Secretary to the

Chief Commissioner

Sir,

I have the honor to forward copy of a letter No. 80 dated 17th Feby. last from the Deputy Commissioner of Shimoga, together with extract para 10 from a circular No. 1208/50 dated 20th August 1874, issued by the Judicial Commissioner, requiring a certain number of the inhabitants of every village to sleep in the village Choultry as a protection against attacks by robbers.

2. At present there is no law, though there may be an immemorial custom, by which villagers can be called upon to keep watch by night at the village Choultry, and hence this circular requiring them to do so appears to be of doubtful legality.

3. It has been proposed therefore to add the accompanying rules, of which a draft is enclosed, to the existing Village Police Rules.

Under para 68 of the Police rules the Judicial Commissioner is authorized by Notification in the Official Gazette to cancel

alter

alter or add to all or any of the rules, but the additions under reference not merely impose a duty upon the Police, but also a duty upon the villagers, and also a penalty upon the villagers in case of disobedience. Such being the case, I do not think I have any authority to issue the proposed additions to the rules.

Under these circumstances, I am of opinion, that if it be considered expedient to introduce the rules, with the force of law, the Govt. of India should be moved to legalize it, as an addition to the existing Village Police Rules.

I have the honor to be
Sir
Your most obedient Servant

W Sandeman

Inspr. Genl: of Police
in Mysore

No. 80.

Shimoga District
Hy: Commissioners Office
Shimoga 17th July 1879

From

The Hy: Commissioner
Shimoga District

To

The Hy: Inspr Genl of Police
in Mysore

Sir

I have the honr to transmit for submission to the Inspr Genl of Police, copy of the marginally noted correspondence on the subject of enforcing the Judicial Commissioners ruling in para 10 of Circular No. 1208/50 dated 20th August 1874, requiring the inhabitants of villages to watch by turns in the village Chavadies

To
The Comm. No. 937
Dated 11-1-79
To The Comm. No. 890
Dated 22-1-79

2. In view to the village Patel performing all or any of the police duties devolving on him, under paras 9 to 19 of the village Police Rules and to insure the villagers to habits of self defence, I consider that it is necessary to assist on their continuing as of old to take their turn in the village night watch, repair the

village

village fences and do similar other petty acts which have formed part of their duty from immemorial custom. It will be impossible for the Patel without the co-operation of the villagers, to carry on his prescribed duties and secure their safety, and in the absence of a legal penalty, such breaches of duty on the part of the villagers cannot be punished either departmentally or otherwise

3. I would therefore suggest, that the local government be moved to legalize and incorporate with the village Police rules, the provision of the Judicial Commissioners circular quoted above whereby villagers shoned on demand by the Patel, watch and do other duties necessary for the village Police conservancy on pain of fine or other penalty for default

I have the honor to be
Sir
Your most obedient Servant
(Signed) V. N. Narasimmigengar
Deputy Commissioner

"Copy"

Dir. Genl
Inspector General of Police
in Mysore.

6

Extract para 10 from a circular dated
20th August 1874

The police should report the
cases of villagers who refuse on their
requisition to take their turn of watch
ing in the chontry, and such persons
should be suitably dealt with by
fine or otherwise; care should be take
to prevent the abuse of their authori
in this matter by Police. The vil-
lagers should be required to take
their turn fairly and in order.

"Extract"

W Sandford
Inspector General of Police
in Mysore

7

Draft Rules proposed to be added to the existing Village Police Rules

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It is the duty of the Police Patel in each village, and he is hereby authorized, to require a definite number of the inhabitants in each village, being not more than three when the number of male adults does not exceed one hundred, and not more than 2 percent of the male adult population in other villages, to keep watch by night in the village Chowdry, and to patrol the village ready to act immediately on any alarm of robbers and to use their lawful rights of self defence.

It shall also be the duty of the Patel to require the inhabitants of the village to maintain in good order the fence round the village site and the village gates

Any male adult inhabitant of the village who shall refuse on the requisition of the Patel to take his turn of watching in the Chowdry, or to help in repairing the village fence or village gate, shall be liable on conviction before a Magistrate to a fine not exceeding Rupees five (5) in the case of first conviction, and not exceeding Rupees fifty (50) on a second or subsequent conviction.

J Duncan
Inspector Genl. of Police
in Mysore

To be placed in File.

O. or M. 188

No. 12371/184

Date 29-3-79

From

or

To Foreign

Filed
15-11-81

In C.C. Office

Bluejacket 30th April 1879.
Despd. 30th —"—

Notification

The following Rules to be in force in Village Police Rules, on the subject of the duties of Villagers in respect of watch and patrol of the Village by night and maintenance of village enclosures, having been sanctioned by His Excy the Viceroy and Governor General of India, is published for general information.—

28/4/79
Col

By order,
28/4.
for Secy.

(Here enter the add. rule. referred to — See Insp. Genl's letter No. 976/289 of 21st March 1879)

No. 930
of 147

To the Compiler Mily. Dept. who is requested to furnish the Insp. Genl of Police with 100 spare copies of the above notice in English, and 1000 in Canarese.

28/4
for Secy.

* Col. Appleby
Dist

187 . 36

From

To The Commissioner

Dated 30th April

Despatched

Received

Enclosures No.

General No. 9302 -

Gen. No. 147

Notification publishing amendment to the Village Police Rules on the subject of the duties of Villagers in respect of watch & patrol of Village &c.